

AARON D. FORD
Attorney General
SCOTT H. HUSBANDS
Nevada Bar No. 11398
State of Nevada
Office of the Attorney General
5420 Kietzke Lane, Suite 202
Reno, NV 89511
(775) 687-2121 (phone)
(775) 688-1822 (fax)
Email: bprice@ag.nv.gov
shusbands@ag.nv.gov
*Attorneys for Defendants, State of Nevada
ex rel. its Department of Corrections and
Perry Russell*

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

JOHN P. EVPAK, an Individual,

Plaintiffs,

v.

STATE OF NEVADA DEPARTMENT OF
TAXATION, a political subdivision of the
State of Nevada,

Defendant.

Case No. 3:22-cv-00073-MMD-CLB

STIPULATION, REQUEST, AND
ORDER EXTENDING TIME TO
ANSWER OR OTHERWISE RESPOND
TO PLAINTIFF'S COMPLAINT

(FIRST REQUEST)

Defendant STATE OF NEVADA *ex rel.* its DEPARTMENT OF TAXATION (“Defendant” or “Taxation”) by and through its attorneys, AARON D. FORD, Attorney General for the State of Nevada, SCOTT H. HUSBANDS, Deputy Attorney General, pursuant to LR IA 6-1, LR IA 6-2, hereby submit their Stipulation, Request, and Order Extending Time to Answer or Otherwise Respond to Plaintiff’s Complaint. This is the first request for an extension of time to file an answer or otherwise respond to Plaintiff’s Complaint.

Plaintiff JOHN P. EVPAK (“Plaintiff” or “Mr. Evpak”), filed a Complaint (ECF No. 1) on February 7, 2022. Defendants were served the Complaint on February 16, 2022. The deadline for Defendants to answer or otherwise respond to the Complaint was March 8, 2022.

1 Prior to this deadline, the undersigned counsel met and conferred by e-mail regarding a possible
2 extension of time for Defendant to respond. The parties later met and conferred by phone on
3 March 9, 2022 regarding the proposed extension and other related litigation matters. The
4 parties agreed on an extended date of April 15, 2022. Pursuant to LR IA 6-1, the parties were
5 unable to submit this form of Stipulation and Proposed Order prior to March 8, 2022 due to pre-
6 existing professional obligations and an inability to meet and confer by phone until March 9,
7 2022.

8 Due to defense counsel's pre-existing professional obligations, and the complexity of
9 Plaintiff's claims, Defendant needs additional time to prepare a responsive pleading or
10 otherwise respond by motion to Plaintiff's Complaint.

11 Upon agreement by and between all the parties, through their respective counsel, the
12 undersigned counsel request that this Court grant Defendant an extension of time, up to and
13 including, April 15, 2022, to file an answer or otherwise respond by motion to Plaintiff's
14 Complaint.

15 ///

16 ///

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28

1 By entering into this stipulation, none of the parties waive any rights they have under
2 statute, law, or rule with respect to Plaintiff's Complaint.

3 DATED: March 15, 2022

4
5 AARON D. FORD
Attorney General

HKM EMPLOYMENT ATTORNEYS, LLP

6 By: /s/ Scott H. Husbands

By: /s/ Jenny L. Foley

7
8 SCOTT H. HUSBANDS
Deputy Attorney General
9 Nevada Bar No. 11398
Office of the Attorney General
10 5420 Kietzke Lane, Suite 202
Reno, Nevada 89511
11 (775) 687-2142 (phone)
12 (775) 688-1822 (fax)
shusbands@ag.nv.gov

JENNY L. FOLEY, Ph.D., Esq.
Nevada Bar No. 9017
101 Convention Center Dr., suite 600
Las Vegas, Nevada 89109
(702) 805-8340 (phone)
(702) 805-8340 (fax)
jfoley@hkm.com
Attorneys for Plaintiff

13 *Attorneys for State of Nevada ex. rel its*
14 *Department of Taxation*

15 **ORDER**

16 IT IS SO ORDERED.

17 
18
19 UNITED STATES MAGISTRATE JUDGE

20 Dated: March 15, 2022